

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE: COLUMBIA UNIVERSITY
PATENT LITIGATION

MDL NO. 1592

This Document Relates To All Actions.

**ASSENTED-TO MOTION FOR LEAVE TO FILE A REPLY MEMORANDUM IN
SUPPORT OF PLAINTIFFS' MOTION FOR LIMITED DISCOVERY RELEVANT TO
THE ISSUE OF NON-STATUTORY DOUBLE PATENTING**

Pursuant to Local Rule 7.1(B)(3), the undersigned plaintiffs hereby request leave of the Court to file the Reply Memorandum in Support of Plaintiffs' Motion for Limited Discovery Relevant to the Issue of Non-Statutory Double Patenting, filed herewith. As grounds for this Motion, the undersigned plaintiffs state that their Reply is necessary to address and respond to issues raised in Columbia's Opposition and will be helpful to the Court in resolving the pending Motion to Stay Litigation. In addition, Columbia has assented to the filing of the Reply.

Date: August 10, 2004

Respectfully submitted,

/s/ Carla M. Levy

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Certification of Counsel

Pursuant to Local Rule 7.1(A)(2), the undersigned certifies that counsel for plaintiffs Biogen Idec MA Inc. and Genzyme Corporation conferred with counsel for Columbia University on this motion and that counsel for Columbia University assented to this motion.

/s/ Carla M. Levy